



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

JUN 14 2010
001 14 2010

Knobbe, Martens, Olson & Bear, LLP
2040 Main Street
Fourteenth Floor
Irvine, CA 92614

In re Application of:

Benjamin H. Diaz et al.

Serial No. 09/821,371

Filed: March 29, 2001

For: PERSONALIZED HAND HELD
CALORIE COMPUTER

:
: DECISION ON REQUEST
: FOR RETURN OF
: SURRENDERED ORIGINAL
: PATENT UNDER 37 CFR 1.178
:

Applicant's request filed December 15, 2009, under 37 CFR 1.178 for the return of the original Patent No. 5,890,128, surrendered in the abandoned Reissue application no. 09/821,371 is hereby **GRANTED**.

Telephone inquiries relative to this decision should be directed to Special Programs Examiner Steven Meyers at (571) 272-6611.

The original patent is attached to this decision.

Steven N. Meyers, Quality Assurance Specialist
Patent Technology Center 3600
(571) 272-6611

SM/SM: 6/12/10

Attachment : Original Letters Patent Number 5,890,128